



Gary W. Black
Commissioner

Georgia Department of Agriculture

Pesticide Division, Room 543 – 19 M.L.K. Jr. Dr., • Atlanta, GA 30334 (404)656-4958 Fax: (404)6578378

CONTRACTOR LICENSE INFORMATION SHEET

The Georgia Pesticide Use and Application Act of 1976 requires that any person engaged in the business of applying pesticides to the lands of another within the State of Georgia must first be issued a pesticide contractor's license by the Commissioner of Agriculture.

DEFINITION OF PESTICIDE CONTRACTOR

The term "pesticide" is defined as any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any pest or pests. This definition includes herbicides, insecticides, fungicides, plant growth regulators, defoliants, etc. If you apply, as part of your business, or your company applies any type of pesticide to someone else's property and a fee is assessed for these applications, or if you perform applications as part of a maintenance contract, you are subject to this requirement.

EXAMPLES

Lawn Care/Maintenance Company Aerial Applicator Landscape Contractor Right-of-Way Contractor Tree Surgeon Forester/Land Management Company Swimming Pool Maintenance Company Custom Applicator Janitorial Service Contractor Mosquito Control Contractor

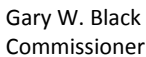
REQUIREMENTS

- At least one (1) full-time certified commercial applicator in employment licensed in category(ies) of operation.
- Satisfying financial responsibility requirements.
- Completing an application and submitting a \$55.00 annual fee.

PENALTY

If your company is engaged in the application of pesticides to the property of another person and collecting a fee for this service without the proper license, an injunction may be sought against your company. A maximum fine of \$1,000.00 per violation may also be levied against your company. Each pesticide application performed without the required pesticide contractor license may be viewed as a separate violation, and fines assessed accordingly.

For more information, visit our website and click on the Pesticide Contractor link at:
http://www.agr.state.ga.us/html/pesticide_division.html



Pesticide Division, 19 M.L.K. Jr. Drive, S.W., Room 550

Atlanta, Georgia 30334-4201

(Type or Print)

404-656-4958

FAX: 404-657-8378

Date of Application			Check One		Official Use Only	
Month	Day	Year	<input type="checkbox"/>	This the first time this company has applied for a Georgia Pesticide Contractor's License.	721- _____ 2	
			<input type="checkbox"/>	This is a renewal application.	Date: _____ Amount \$ _____	
					Voucher No. _____	

Business Name _____ <div style="text-align: center; margin-top: 10px;">↓ Mailing ↓</div> Address _____ City _____ State _____ Zip _____ County / Code _____ / _____	Phone _____ <div style="text-align: center; margin-top: 10px;">↓ Location (Street/Route) ↓</div> Address _____ City _____ State _____ Zip _____ County / Code _____ / _____
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☐ Company or Corporation

☐ Individual

☐ Partnership

Note: If individual or partnership, furnish name and address of owners. If company or corporation, give name and title of officers.

(1)	(2)
Name _____	Name _____
Address _____	Address _____
City _____ Zip _____	City _____ Zip _____
Company / Corporation _____	
Office _____	Title _____
Office _____	Title _____
Office _____	Title _____

Provide name and license number of all certified commercial pesticide applicators in your full time employment. Attach an additional sheet, if needed.			
Name	License #	Name	License #
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Check only the categories in which you actually operate and in which you have in full time employment at least one certified commercial applicator

<input type="checkbox"/> 21 Plant Agricultural Pest Control	<input type="checkbox"/> 27 Right of Way Pest Control	<input type="checkbox"/> 37 Anti-microbial
<input type="checkbox"/> 22 Animal Agricultural Pest Control	<input type="checkbox"/> 31 Public Health Pest Control	<input type="checkbox"/> 38 Ag Commodity Fumigation
<input type="checkbox"/> 23 Forest Pest Control	<input type="checkbox"/> 34 Aerial Equipment	<input type="checkbox"/> 39 Antifouling Paint
<input type="checkbox"/> 24 Ornamental and Turf Pest Control	<input type="checkbox"/> 35 Industrial Institutional Health Related	<input type="checkbox"/> 41 Mosquito Control
<input type="checkbox"/> 26 Aquatic Pest Control	<input type="checkbox"/> 36 Wood Treatment	

List all equipment used except hand pumps on reverse side of this form. F.A.A. Company Operating Certificate # (Aerial only) _____

This application must be accompanied by a \$55.00 license fee (Check or money order made payable to The Georgia Department of Agriculture)

This application form shall serve as the certificate of liability insurance. By signing below, the applicant certifies that this pesticide contractor maintains financial responsibility at this and all times throughout the pesticide contractor license period as required and in the minimum amount specified by section 2-7-103 of the Georgia Pesticide Use and Application Act and section 40-21-8 of the rules of the Georgia Pesticide Use and Application Act. Failure to maintain financial responsibility will result in cancellation of your pesticide contractor license and may result in enforcement action against your company.

<div style="display: flex; justify-content: space-between; margin-bottom: 10px;"> <div style="width: 30%; border-bottom: 1px solid black; text-align: center;">Applicant Signature</div> <div style="width: 30%; border-bottom: 1px solid black; text-align: center;">Printed Name</div> <div style="width: 30%; border-bottom: 1px solid black; text-align: center;">Title</div> </div>			Have you entered a guilty plea or been found guilty after January 1, 1984 of any violation of the Georgia Controlled Substance Act, which violation involved the use of an aircraft? <div style="display: inline-block; width: 40px; height: 20px; border: 1px solid black; margin: 0 10px;"></div> Yes <div style="display: inline-block; width: 40px; height: 20px; border: 1px solid black; margin: 0 10px;"></div> No
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RULES OF GEORGIA DEPARTMENT OF AGRICULTURE

PESTICIDE USE AND APPLICATION

CHAPTER 40218
FINANCIAL RESPONSIBILITY

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40218.01 Persons Subject to Regulations. Amended.

Any individual, company, corporation or other business entity desiring to engage in the business of applying pesticides to the lands of another within this State shall secure a Pesticide Contractor's License. Granting of such license shall be conditioned on satisfactory proof of financial responsibility by all applicants other than those who are applying crop protection products to agricultural crops and who are requesting a Pesticide Contractor's License in only the Agricultural Plant Pest Category, with or without licensing in Aerial Methods.

Authority Ga. L. 1976, p. 369; O.C.G.A. Sec. [2799](#). Administrative History. Original Rule entitled "Persons Subject to Regulations" was filed on June 24, 1974 as 40211.01; effective July 14, 1974. Amended: Rule repealed and a new Rule of same title adopted. Filed July 5, 1977; effective July 25, 1977. Amended: Rule renumbered as 40218.01. Filed July 10, 1978; effective July 30, 1978. Repealed: New Rule of same title adopted. F. Aug. 27, 1990; eff. Sept. 16, 1990.

40218.02 Certification of Financial Responsibility. Amended.

Proof of financial responsibility by the applicant for a Pesticide Contractor's license must be evidenced and furnished to the Commissioner of Agriculture by certification of liability insurance, by copy of an appropriate surety bond, or by certificate of deposit for a cash deposit. Forms for certification of liability insurance and for surety bonds shall be specified and furnished by the Commissioner of Agriculture.

Authority Ga. L. 1976, p. 369. Administrative History. Original Rule entitled "Certification of Financial Responsibility" was filed on June 24, 1974 as 40211.02; effective July 14, 1974. Amended: Rule repealed and a new Rule of same title adopted. Filed July 5, 1977; effective July 25, 1977. Amended: Rule renumbered as 40218.02. Filed July 10, 1978; effective July 30, 1978.

40218.03 Insurance. Amended.

Liability Insurance policies may include pollution exclusions or other exclusions only to the extent that they are not inconsistent with O.C.G.A. [27103](#), and shall be in the following minimum limits, including coverage for legal damages arising from the use of chemicals, dusting powders and the like, employed by the insured in his regular business operations:

(a) Aerial Contractors Bodily Injury \$50,000 Any One
Occurrence

Property Damage \$25,000 Any One Occurrence
\$100,000 Aggregate

Maximum Deductible \$1,000 Per Occurrence

(b) Ground Contractors Bodily Injury \$25,000 Any One
Occurrence Property Damage \$10,000 Any One
Occurrence

\$25,000 Aggregate

Maximum Deductible \$500 Per Occurrence

Authority Ga. L. 1976, p. 369. O.C.G.A. Secs. [2790](#), et seq. 27103. Administrative History. Original Rule entitled "Insurance" was filed on June 24, 1974 as 40211.03; effective July 14, 1974. Amended: Rule repealed and a new Rule entitled "Insurance Policy" adopted. Filed July 5, 1977; effective July 25, 1977. Amended: Rule renumbered as 40218.03. Filed July 10, 1978; effective July 30, 1978. Amended: Filed May 17, 1984; effective June 6, 1984. Repealed: New Rule of same title adopted. F. Aug. 27, 1990; eff. Sept. 16 1990.

40218.04 Surety Bond. Amended.

Surety Bonds shall be in the following minimum amounts, to cover legal damages arising from the use of chemicals, dusting powders and the like, employed by the principal in his regular business operations:

(a) Aerial Contractors Minimum Bond
\$50,000 Maximum Deductible
\$1,000

(b) Ground Contractors Minimum
Bond \$20,000 Maximum
Deductible \$500

Authority Ga. L. 1976, p. 369. O.C.G.A. Sec. [2790](#), et seq. Administrative History. Original Rule entitled "Surety Bonds" was filed on June 24, 1974 as 40211.04; effective June 14, 1974. Amended: Rule repealed and a new Rule entitled "Surety Bond" adopted. Filed July 5, 1977; effective July 25, 1977. Amended: Rule renumbered as 40218.04. Filed July 10, 1978; effective July 30, 1978. Amended: Filed May 17, 1984; effective June 6, 1984.

40218.05 Cash Deposit. Amended.

(1) Cash deposits may be made in any bank of applicant's choice. Certificate of Deposit shall be made payable jointly to the depositor and the Georgia Commissioner of Agriculture; shall be endorsed by depositor and shall be maintained in the custody of the Commissioner of Agriculture during the period licensed and for 90 days thereafter. Deposits shall be in the following minimum amounts to cover legal damages arising from the use of chemicals, dusting powders and the like, employed by the depositor in his regular

business operations:

(a) Aerial Contractors \$50,000

(b) Ground Contractors \$20,000

(2) Cash deposits shall be subject to the same deductible amounts as the liability insurance and surety bonds, namely:

(a) Aerial Contractors \$1,000

(b) Ground Contractors \$500

Authority Ga. L. 1976, p. 369, O.C.G.A. Sec. [2790](#), et. seq. Administrative History. Original Rule entitled "Cash Deposits" was filed on June 24, 1974, as 40211.05; effective July 14, 1974. Amended: Rule repealed and a new Rule entitled "Cash Deposit" adopted. Filed July 5, 1977; effective July 25, 1977. Amended: Rule renumbered as 40218.05. Filed July 10, 1978; effective July 30, 1978. Amended: Filed May 17, 1984; effective June 6, 1984.

40218.06 Exclusion of Coverage. Amended.

Surety Bonds, liability insurance, and cash deposits shall not apply to damages or injury to agricultural crops, plants, or land being worked upon by the pesticide contractor. Authority Ga. L. 1976, p. 369. Administrative History. Original Rule entitled "Expiration of Insurance and Bonds" was filed on June 24, 1974 as 40211.06; effective July 14, 1974. Amended: Rule repealed and a new Rule entitled "Exclusions of Coverage" adopted. Filed July 5, 1977; effective July 25, 1977. Amended: Rule renumbered as 40218.06. Filed July 10, 1978; effective July 30, 1978.